

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

**FILED**  
at Santa Fe, NM

JAN 25 2002

ROBERT W. JEC  
UNITED STATES DISTRICT COURT  
DISTRICT OF NEW MEXICO

69cv07941 JEC-ACE

STATE OF NEW MEXICO *ex rel.*  
State Engineer,

Plaintiff,  
v.

ROMAN ARAGON, *et al.*,

Defendants.

RIO CHAMA STREAM SYSTEM  
Rio Gallina, Section 5  
Subfile No.: CHGA-02-0031

**ORDER GRANTING DEFAULT JUDGMENT**

This matter coming on to be heard upon the motion of the Plaintiff, State of New Mexico, *ex rel.* State Engineer, for the entry of default judgment against the following defendants, and the Court having considered the record in this cause and being otherwise fully advised in the premises, finds:

1. The Court has jurisdiction of the parties and the subject matter herein.
2. The defendants have been legally served with process or have waived service of summons.
3. The defendants have failed to appear, answer, or otherwise defend in this cause, and are adjudged to be in default.
4. The State Engineer's amended hydrographic survey and report of the Rio Gallina stream system (January 14, 2000) relating to the defendants' water rights have been introduced into the record, and the same are hereby incorporated and made a part of this order.
5. The water rights of the defendants in the above-styled and captioned cause are as follows:

6512

**RAMONA JACQUEZ ESTATE**

**Subfile No.: CHGA-02-0031**

**A. IRRIGATION (Surface Water Only)**

**Office of the State Engineer Files No(s):** 0462 date filed 6/11/1923

**Priority:** Reserved for future determination by court order entered March 15, 2000.

**Source of Water:** Surface water of the Rio Capulin, a tributary of the Rio Gallina, a tributary of the Rio Chama.

**Purpose of Use:** IRRIGATION

**Point of Diversion:**

**Ditch Name:** Cordova/Martinez Ditch

**Location X:** 1,481,451 feet **Y:** 1,897,664 feet

New Mexico State Plane Coordinate System, Central Zone, 1983 N.A.D.

**Location and Amount of Irrigated Acreage:**

Section 15, Township 23N, Range 01E, N.M.P.M.

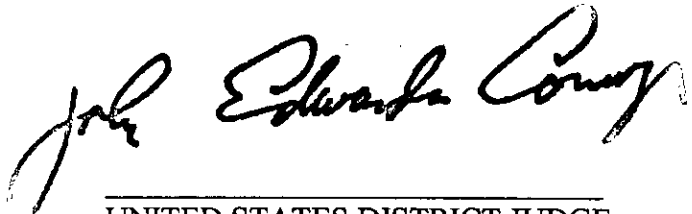
Pt. NW¼	2.3 acres
Total	2.3 acres

As shown on the 2000 Hydrographic Survey Map CHGA- 2.

**Amount of Water:** Reserved for future determination by court order entered March 15, 2000.

IT IS, THEREFORE, ORDERED that the above-named defendants, be and hereby are, adjudicated to have the water rights set out hereinabove, subject to the right of any other water rights claimant with standing to object prior to the entry of a final decree.

IT IS FURTHER ORDERED that the Defendants, his or her successors, representatives, heirs and assigns, are enjoined from any diversion or use of the public surface waters of the Rio Chama Stream System, Section 5, except in strict accordance with the rights set forth herein or in other orders of the Court.

A handwritten signature in black ink, reading "John Edwards Conroy". The signature is written in a cursive style with a large, stylized "J" and "C".

UNITED STATES DISTRICT JUDGE

Recommended for approval:

A handwritten signature in black ink, reading "Victor L. Gabin". The signature is written in a cursive style with a large, stylized "V" and "G".  

---

SPECIAL MASTER